

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON JUDICIARY**

**Call to Order:** By **CHAIRMAN ROBERT C. CLARK**, on February 16, 1999  
at 8:00 A.M., in Room 312 - 1 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Robert C. Clark, Chairman (R)  
Rep. Dan McGee, Vice Chairman (R)  
Rep. Diana Wyatt, Vice Chairman (D)  
Rep. Chris Ahner (R)  
Rep. Shiell Anderson (R)  
Rep. Paul Clark (D)  
Rep. Aubyn A. Curtiss (R)  
Rep. Bill Eggers (D)  
Rep. Tom Facey (D)  
Rep. Steven Gallus (D)  
Rep. Gail Gutsche (D)  
Rep. Joan Hurdle (D)  
Rep. Rick Jore (R)  
Rep. Sam Kitzenberg (R)  
Rep. Brad Molnar (R)  
Rep. Mark Noennig (R)  
Rep. Jim Shockley (R)  
Rep. Loren Soft (R)  
Rep. Carol Williams (D)  
Rep. Cindy Younkin (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** John MacMaster, Legislative Branch  
Pam Schindler, Committee Secretary

**Please Note:** These are summary minutes. Testimony and  
discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: HB 388, HB 593, HB 595, HB  
614, 2/12/1999

Executive Action: HB 227-Do Pass as Amended.

**HEARING ON HB 388**

**Sponsor:**

**Rep. Davies** presented HB 388.

**{Tape : 1; Side : A; Approx. Time Counter : 30 - 170}**

**Proponents:**

**Gary Marbut**, Montana Shooting Association

**{Tape : 1; Side : A; Approx. Time Counter : 170 - 237}**

**Opponents:**

**John Connor**, Attorneys Generals Office, Chief Prosecutor

**{Tape : 1; Side : A; Approx. Time Counter : 237 - 461}**

**Mike McGrath**, Montana County Attorneys Association

**{Tape : 1; Side : A; Approx. Time Counter : 461 - 550}**

**{Tape : 1; Side : B; Approx. Time Counter : 0 - 20}**

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

None

**Closing by Sponsor:**

**Rep. Davies** made closing statements.

**{Tape : 1; Side : B; Approx. Time Counter : 20 - 125}**

**HEARING ON HB 593**

**Sponsor:**

**Rep. Harper** presented HB 593.

**{Tape : 1; Side : B; Approx. Time Counter : 125 - 138}**

**Proponents:**

Carson Taylor, Montana Mediation Association

*{Tape : 1; Side : B; Approx. Time Counter : 138 - 229}*

Paulette Coleman, Mediator

*{Tape : 1; Side : B; Approx. Time Counter : 229 - 267}*

Ross Cannon, State Bar Resolution Committee

*{Tape : 1; Side : B; Approx. Time Counter : 267 - 296}*

Anne Gilkey, Supreme Court Assessment Program

*{Tape : 1; Side : B; Approx. Time Counter : 296 - 362}*

**EXHIBIT** (juh38a0

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**Opponents:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

*{Tape : 1; Side : B; Approx. Time Counter : 362 - 550}*

*{Tape : 2; Side : A; Approx. Time Counter : 0 - 22}*

**Closing by Sponsor:**

Rep. Harper made closing statements.

*{Tape : 2; Side : A; Approx. Time Counter : 22 - 40}*

**HEARING ON HB 595**

**Sponsor:**

Rep. Jore presented HB 595.

*{Tape : 2; Side : A; Approx. Time Counter : 40 - 130}*

**Proponents:**

Gary Marbut, Montana Shooting Association

*{Tape : 2; Side : A; Approx. Time Counter : 130 - 308}*

Mike Fellows, MTLP

*{Tape : 2; Side : A; Approx. Time Counter : 308 - 403}*

**Opponents:**

**John Connors**, Attorneys Generals Office, Chief Prosecutor

**{Tape : 2; Side : A; Approx. Time Counter : 403 - 550}**

**{Tape : 2; Side : B; Approx. Time Counter : 0 - 46}**

**Mike McGrath**, Montana County Attorneys Office

**{Tape : 2; Side : B; Approx. Time Counter : 46 - 83}**

**Bill Dove**, Montana Police Protective Association

**{Tape : 2; Side : B; Approx. Time Counter : 83 - 92}**

**Bob Anderson**, Montana Sheriffs and Peace Officers Association

**{Tape : 2; Side : B; Approx. Time Counter : 92 - 101}**

**Informational Testimony:**

**Scott Crichton**, ACLU

**{Tape : 2; Side : B; Approx. Time Counter : 101 - 131}**

**Jerry Williams**, Butte Police

**{Tape : 2; Side : B; Approx. Time Counter : 131 - 151}**

**Questions from Committee Members and Responses:**

**{Tape : 2; Side : B; Approx. Time Counter : 151 - 550}**

**{Tape : 3; Side : A; Approx. Time Counter : 0 - 101}**

**Closing by Sponsor:**

**Rep. Jore** made closing statements.

**{Tape : 3; Side : A; Approx. Time Counter : 101 - 182}**

**ADJOURNMENT**

Adjournment: 11:58 A.M.

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REP. ROBERT C. CLARK, Chairman

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PAM SCHINDLER, Secretary

RC/PS

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